

Court of Appeals, State of Michigan

ORDER

City of Detroit v Detroit Fire Fighters Association Local 344

Docket No. 267131

LC No. 04-000035

Christopher M. Murray
Presiding Judge

Kurtis T. Wilder

Karen Fort Hood
Judges

The Court considers the petition to enforce the June 21, 2005, order of the Michigan Employment Relations Commission and, pursuant to MCR 7.206(E)(3) and MCR 7.216(A)(7), orders respondent City of Detroit to comply. The record contains competent, material, and substantial evidence, undisputed by respondent, that respondent's representatives did not inform union representatives that the agreement was tentative and that respondent could have, but did not, make approval by the Labor Relations Director a condition precedent to a final settlement agreement. The Court thus declines to set aside the findings or the legal rulings in the MERC decision. See *Organization of School Adm'rs and Sup'rs AFSA, AFL-CIO v Detroit Bd of Ed*, 229 Mich App 54, 64-65; 580 NW2d 905 (1998).

The Court retains no further jurisdiction.

This order is to have immediate effect, MCR 7.215(F)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 12 2006

Date

Sandra Schultz Mengel
Chief Clerk